

(2) Parties' position on whether the Court may resolve the motion on the papers.

The parties agree that the Court may resolve the motion on the papers.

(3) Proposed hearing date, if a hearing is desired or necessary.

The parties defer to the Court on the necessity for a hearing.

(4) and (5) Whether a hearing would be evidentiary in nature and description of evidence.

If the Court sets a hearing, it would not be evidentiary, and the parties would provide oral argument in support of their positions.

(6) Whether expedited discovery is necessary.

The parties agree that expedited discovery is not necessary for this case.

(7) Whether the Court should advance to trial on the merits and consolidate trial with the preliminary injunction hearing.

The parties agree that this case can be properly resolved through cross motions for summary judgment and can provide the Court with a briefing schedule with deadlines occurring after the Court's order on Texas's motion.

Dated: January 19, 2024

Respectfully submitted,

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CERTIFICATE OF SERVICE

I certify that on January 19, 2024, a copy of the foregoing document was electronically filed on the CM/ECF system, which will automatically serve a Notice of Electronic Filing on all attorneys of record in this case.

/s/ Logan Harrell

LOGAN HARRELL

Assistant Attorney General